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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS:

2010 MAR -1 A 10: 19

KRISTIN K. MAYES, Chairman
GARY PIERCE
PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

IN THE MATTER OF:

DOCKET NO. S-20600A-08-0340

MARK W. BOSWORTH and LISA A.
BOSWORTH, husband and wife;

STEPHEN G. VAN CAMPEN and DIANE V.
VAN CAMPEN, husband and wife;

MICHAEL J. SARGENT and PEGGY L.
SARGENT, husband and wife;

ROBERT BORNHOLDT and JANE DOE
BORNHOLDT, husband and wife;

MARK BOSWORTH & ASSOCIATES, LLC,
an Arizona limited liability company;

3 GRINGOS MEXICAN INVESTMENTS, LLC,
an Arizona limited liability company;

Respondents.

Arizona Corporation Commission

DOCKETED

MAR - 1 2010

DOCKETED BY

TENTH
PROCEDURAL ORDER

BY THE COMMISSION:

On July 3, 2008, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing ("Notice") against Mark W. Bosworth and Lisa A. Bosworth, husband and wife; Stephen G. Van Campen and Diane V. Van Campen, husband and wife; Michael J. Sargent and Peggy L. Sargent, husband and wife; Robert Bornholdt and Jane Doe Bornholdt, husband and wife; Mark Bosworth & Associates, LLC ("MBA"); and 3 Gringos Mexican Investments, LLC ("3GMI") (collectively "Respondents"), in which the Division alleged multiple violations of the Arizona Securities Act ("Act") in connection with the offer and sale of securities in the form of notes and investment contracts.

Respondents were duly served with copies of the Notice. Requests for hearing were filed by all Respondents except 3GMI.

1 On August 18, 2009, at a status conference, the Division, the Van Campen Respondents, and
2 the Sargent Respondents were present with counsel. Mr. Bosworth was present on his own behalf
3 and indicated Mrs. Bosworth would be retaining her own attorney. Counsel for the Division
4 indicated that the Bornholdt Respondents' counsel would not be present because they are attempting
5 to resolve the issues that had been raised in the Notice. After a discussion between the parties, it was
6 determined that a hearing should be scheduled in approximately six months.

7 On August 21, 2009, by Procedural Order, a hearing was scheduled to start on March 15,
8 2010.

9 On February 19, 2010, the Sargent Respondents filed a Motion to Set Settlement Conference
10 and for the Appointment of a Settlement Judge.

11 On February 24, 2010, the Division filed a response arguing that it does believe that a
12 settlement conference will facilitate a settlement with respect to the Sargent Respondents.

13 On February 25, 2010, the Sargents filed a reply to the Division's response citing the use of
14 settlement judges in both the Superior and Federal Courts, and further argued the need to resolve
15 issues efficiently and economically.

16 Under the circumstances, a status conference should be scheduled to review this matter.

17 IT IS THEREFORE ORDERED that a **status conference** shall be held on **March 4, 2010, at**
18 **9:30 a.m.** at the Commission's offices, 1200 West Washington Street, Room 100, Phoenix, Arizona.

19 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 – Unauthorized
20 Communications) is in effect and shall remain in effect until the Commission's Decision in this
21 matter is final and non-appealable.


22 IT IS FURTHER ORDERED that all parties must comply with Rules 31 and 38 of the Rules
23 of the Arizona Supreme Court and A.R.S. § 40-243 with respect to practice of law and admission *pro*
24 *hac vice*.

25 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
26 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the
27 Rules of the Arizona Supreme Court). Representation before the Commission includes the obligation
28 to appear at all hearings and procedural conferences, as well as all Open Meetings for which the

1 matter is scheduled for discussion, unless counsel has previously been granted permission to
2 withdraw by the Administrative Law Judge or the Commission.

3 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
4 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

5 Dated this 15th day of March, 2010.

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11 MARCE STERN
12 ADMINISTRATIVE LAW JUDGE


11 Copies of the foregoing were mailed/delivered
12 this 15th day of March, 2010 to:

13 Mark W. Bosworth
14 Lisa A. Bosworth
15 MARK BOSWORTH & ASSOCIATES, LLC,
16 3 GRINGOS MEXICAN INVESTMENTS, LLC
17 18094 North 100th Street
18 Scottsdale, Arizona 85255

16 Paul J. Roshka
17 Jeffrey D. Gardner
18 Timothy J. Sabo
19 ROSHKA DEWULF & PATTEN, PLC
20 One Arizona Center
21 400 East Van Buren Street, Suite 800
22 Phoenix, Arizona 85004
23 Attorneys for Respondents Michael J. Sargent and Peggy L. Sargent

21 Matt Neubert, Director
22 Securities Division
23 ARIZONA CORPORATION COMMISSION
24 1300 West Washington Street
25 Phoenix, Arizona 85007

24 ARIZONA REPORTING SERVICE, INC.
25 2200 North Central Avenue, Suite 502
26 Phoenix, AZ 85004

26
27 By: 
28 Debra Broyles
Secretary to Marc E. Stern